

1 ANDRÉ BIROTTÉ JR.  
2 United States Attorney  
3 CHRISTINE C. EWELL  
4 Assistant United States Attorney  
5 Chief, Criminal Division  
6 STEVEN R. WELK  
7 Assistant United States Attorney  
8 Chief, Asset Forfeiture Section  
9 KATHARINE SCHONBACHLER  
10 Special Assistant United States Attorney  
11 Asset Forfeiture Section  
12 California Bar No. 222875  
13 Federal Courthouse, 14th Floor  
14 312 North Spring Street  
15 Los Angeles, California 90012  
16 Telephone: (213) 894-6595  
17 Facsimile: (213) 894-7177  
18 E-mail: Katie.Schonbachler@usdoj.gov

19 Attorneys for Plaintiff  
20 United States of America

21 UNITED STATES DISTRICT COURT

22 FOR THE CENTRAL DISTRICT OF CALIFORNIA

23 WESTERN DIVISION

24 UNITED STATES OF AMERICA, ) NO. CV 09-09092 DDP (RZx)  
25 Plaintiff, )  
26 vs. )  
27 \$12,007.00 IN U.S. CURRENCY, ) CONSENT JUDGMENT OF FORFEITURE  
28 Defendant. )  
29 \_\_\_\_\_ )

30 This action was filed on December 10, 2009. Notice was  
31 given and published in accordance with law. Plaintiff and  
32 potential claimant Victor Cean Porter ("Porter") have reached an  
33 agreement that is dispositive of the action. No other statements

1 of interest or answers have been filed, and the time for filing  
2 such statements of interest and answers has expired. The parties  
3 hereby request that the Court enter this Consent Judgment of  
4 Forfeiture.  
5

6 **WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:**

7 1. This Court has jurisdiction over the parties and the  
8 subject matter of this action.

9 2. Notice of this action has been given in accordance with  
10 law. All potential claimants to the defendants \$12,007.00 in  
11 U.S. currency (hereinafter "defendant currency") other than  
12 Porter are deemed to have admitted the allegations of the  
13 Complaint. The allegations set out in the Complaint are  
14 sufficient to establish a basis for forfeiture. Porter is  
15 relieved of his obligation to file a verified claim of interest  
16 or an answer in this litigation.

17 3. The United States of America shall have judgment as to  
18 \$10,007.00 of the defendant currency, plus all interest earned by  
19 the government on the full amount of the defendant currency, and  
20 no other person or entity shall have any right, title or interest  
21 therein. The United States Marshals Service is ordered to  
22 dispose of said assets in accordance with law.

23 4. \$2,000.00 of the defendant currency, without any  
24 interest earned by the government on that amount, shall be paid  
25

1 to Porter, and be returned in care of his attorney, Barry S.  
2 Turner. Said funds shall be forwarded by a check made payable in  
3 the amount of \$2,000.00 to "Victor Cean Porter" and shall be  
4 mailed to Barry S. Turner, Esq., 780 Third Avenue, 14<sup>th</sup> Floor,  
5 New York, NY, 10017.

7 5. Porter hereby releases the United States of America,  
8 its agencies, agents, and officers, including employees and  
9 agents of the Drug Enforcement Administration, from any and all  
10 claims, actions or liabilities arising out of or related to this  
11 action, including, without limitation, any claim for attorney's  
12 fees, costs or interest which may be asserted on behalf of the  
13 claimant, whether pursuant to 28 U.S.C. § 2465 or otherwise.  
14

15 6. The court finds that there was reasonable cause for the  
16 seizure of the defendant currency and institution of these  
17 proceedings. This judgment shall be construed as a certificate  
18 of reasonable cause pursuant to 28 U.S.C. § 2465.  
19

20  
21  
22  
23  
24  
25 Dated: May 13, 2010  
26 THE HONORABLE DEAN D. PREGERSON  
27 UNITED STATES DISTRICT JUDGE  
28 [Signatures of counsel appear on the next page.]



1  
2  
3  
4  
**Approved as to form and content:**  
5

6 DATED: \_\_\_\_\_, 2010 ANDRÉ BIROTE JR.  
7 United States Attorney  
8 CHRISTINE C. EWELL  
9 Assistant United States Attorney  
10 Chief, Criminal Division  
11 STEVEN R. WELK  
12 Assistant United States Attorney  
13 Chief, Asset Forfeiture Section  
14

15 \_\_\_\_\_/s/  
16 KATHARINE SCHONBACHLER  
17 Special Assistant United States Attorney  
18 Attorneys for Plaintiff  
19 United States of America  
20

21 DATED: \_\_\_\_\_, 2010 \_\_\_\_\_/s/  
22 BARRY S. TURNER, ESQ.  
23 Attorney for Potential Claimant  
24 VICTOR CEAN PORTER  
25

26 DATED: \_\_\_\_\_, 2010 \_\_\_\_\_/s/  
27 VICTOR CEAN PORTER  
28 Potential Claimant  
29